

City Council Meeting Action Agenda

Monday, August 17, 2015

Council Chambers, First Floor

Present:

Mayor William V. Bell.
Mayor Pro Tempore Cora Cole-McFadden and Council Members
Eugene Brown
Diane Catotti
Eddie Davis
Don Moffitt
Steve Schewel

Absent: None

Disclaimer: All information on the website is subject to tampering and unauthorized changes without the knowledge of the City of Durham. Minutes are available after City Council approval. Contact the City Clerk's Office at 919-560-4166.

[Consent Agenda]

1. Grants Management Performance Audit June 2015

To receive and accept the Grants Management Performance Audit dated June 2015 as presented and approved at the June 22, 2015 Audit Services Oversight Committee meeting. [Approved by Vote: 7/0]

(Resource Person: Germaine Brewington – 919-560-4213 ext. 14244) ([PR# 10603](#))

2. Renewal of the Durham City-County Inter-local Cooperation Agreement for Inspections – (Five Year Renewal)

To authorize the City Manager to execute the Inter-local Cooperation Agreement between the City of Durham and the County of Durham for the provision of inspection services for another five-year term. [Approved by Vote: 7/0]

(Resource Person: William E. (Gene) Bradham – 919-560-4145) ([PR# 10607](#))

3. 2014 Durham Environmental Affairs Board Annual Report

To accept the 2014 Annual Report of the Environmental Affairs Board, as required by the Inter-local Agreement. [Approved by Vote: 7/0]

(Resource Person: Steven L. Medlin, AICP – 919-560-4137 ext. 28223) ([PR# 10490](#))

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4. 2014 Durham Open Space and Trails Commission Annual Report

To accept the 2014 Durham Open Space and Trails Commission Annual Report.
[Approved by Vote: 7/0]

(Resource Person: Steven L. Medlin, AICP – 919-560-4137 ext. 28223) ([PR# 10492](#))

5. 2014 Appearance Commission Annual Report

To accept the 2014 Durham City-County Appearance Commission Annual Report.
[Approved by Vote: 7/0]

(Resource Person: Steven L. Medlin, AICP – 919-560-4137 ext. 28223) ([PR# 10493](#))

7. Resolution Providing Approval of a Financing by the Housing Authority of the City of Durham for Morreene Road Apartments for Purposes of Section 147(F) of the Internal Revenue Code

To adopt a Resolution providing approval, for purposes of Section 147(F) of the Internal Revenue Code only, of a multifamily housing facility known as Morreene Road Apartments in the City of Durham, North Carolina and the financing thereof by the Housing Authority of the City of Durham of Multifamily Housing Bonds in an aggregate amount not to exceed \$10,000,000.00. [Approved by Vote: 7/0]

(Resource Person: Reginald J. Johnson – 919-560-4570 ext. 22223) ([PR# 10619](#))

8. Grant Agreement for Sidewalk and Bike Lane Construction on Carpenter-Fletcher Road (TIP # U-4726HO)

To adopt an Ordinance Amending the General Capital Improvement Project Ordinance, Fiscal Year 2015-16, as amended, the same being Ordinance # 14778, for the purpose of receiving the federal funds; and

To adopt a Resolution Authorizing the City Manager to execute a grant agreement with North Carolina Department of Transportation (NCDOT). [Approved by Vote: 7/0]

(Resource Person: Dale McKeel – 919 560-4366 ext. 36421) ([PR# 10624](#))

9. Grant Agreement for Sidewalk and Bike Lane Construction on Cornwallis Road (TIP # U-4724)

To adopt an Ordinance Amending the General Capital Improvement Project Ordinance, Fiscal Year 2015-16, as amended, the same being Ordinance # 14778, for the purpose of receiving the federal funds (for Ordinance see agenda item #8, Carpenter-Fletcher Road Project); and

To adopt a Resolution Authorizing the City Manager to execute a grant agreement with North Carolina Department of Transportation (NCDOT). [Approved by Vote: 7/0]

(Resource Person: Dale McKeel – 919 560-4366 ext. 36421) ([PR# 10625](#))

10. Grant Agreement for Construction of Bicycle and Pedestrian Facilities on Hillandale Road (TIP # U-4726HK)

To adopt an Ordinance Amending the General Capital Improvement Project Ordinance, Fiscal Year 2015-16, as amended, the same being Ordinance # 14778, for the purpose of receiving the federal funds (for Ordinance see agenda item #8, Carpenter-Fletcher Road Project); and

To adopt a Resolution Authorizing the City Manager to execute a grant agreement with North Carolina Department of Transportation (NCDOT). [Approved by Vote: 7/0]

(Resource Person: Dale McKeel – 919 560-4366 ext. 36421) ([PR# 10628](#))

11. Grant Agreement for Sidewalk and Bike Lane Construction on Morreene Road (TIP # C-4928)

To adopt an Ordinance Amending the General Capital Improvement Project Ordinance, Fiscal Year 2015-16, as amended, the same being Ordinance # 14778, for the purpose of receiving the federal funds (see agenda item #8, Carpenter-Fletcher Road Project); and

To adopt a Resolution Authorizing the City Manager to execute a grant agreement with North Carolina Department of Transportation (NCDOT). [Approved by Vote: 7/0]

(Resource Person: Dale McKeel – 919 560-4366 ext. 36421) ([PR# 10630](#))

12. Transit Amenities Installation and Repair Contract with Done Right the First Time Contractors of Durham

To authorize the City Manager to execute a contract with Done Right the First Time Contractors of Durham, to install, repair and maintain passenger amenities along Go Durham bus routes throughout the City for three years at a cost not to exceed \$94,225.00. [Approved by Vote: 7/0]

(Resource Person: Harmon E. Crutchfield – 919-560-4366 ext. 36439) ([PR# 10633](#))

13. Proposed Condemnation of Property Located at 3810 Page Road (Parcel ID 158077) for the Southeast Pressure Zone Project

To find that it is necessary, in the public interest, and for the public use and benefit, to condemn a water main easement of approximately 730 square feet in the property identified as Durham County PIN number 0758-03-30-3711, also known as parcel ID 158077, as shown on Sheet 10 of 11 of the map entitled "Water Easement Survey for City of Durham" prepared by C.H. Engineering, dated September 5, 2014, and recorded in Durham County Register of Deeds Plat Book 194, Page 6; and

To authorize the City Attorney to initiate condemnation proceedings for that purpose, with a deposit into court of \$1,595.00 as the City's estimate of just compensation. [Approved by Vote: 7/0]

(Resource Person: Cecil Woods – 919-560-4197 ext. 21251) ([PR# 10615](#))

14. Superseding of 2014-2016 Job Driven National Emergency Grant Project Ordinance 14672 and Approval of the Fifth Amendment to Workforce Investment Act Contract Between the City of Durham and Educational Data Systems Incorporated (EDSI)

To authorize the City Manager to accept the City of Durham Job Driven National Emergency Grant 2014-2016 Grant Project Ordinance superseding Grant Project Ordinance 14672 funds by executing the grant documents;

To adopt the City of Durham Job Driven National Emergency Grant 2014-2016 Grant Project Ordinance superseding Grant Project Ordinance 14672 in the amount of \$427,049.00; and

To authorize the City Manager to execute a fifth contract amendment to the original Workforce Investment Act contract between the City of Durham and Educational

Data Systems Incorporated (EDSI) for services to be provided from July 1, 2015, through June 30, 2016, increasing the amount of the original contract by up to \$72,000.00 for a total contract amount not to exceed up to \$2,011,251.00. [Approved by Vote: 7/0]

(Resource Person: Darrell Solomon – 919-560-4965 ext. 15221) ([PR# 10632](#))

15. Revisions to City Code and Fee Schedule for Towing Regulations

To adopt an Ordinance Repealing the Fee Schedule regulating Nonconsensual tow fees from private property; and

To adopt an Ordinance Amending City Code Provisions regarding Nonconsensual towing regulations. [Approved by Vote: 7/0]

(Resource Person: Wil Glenn – 919-560-4322 ext. 29197) ([PR# 10614](#))

16. Stationary Container Rental Contract between the City of Durham and Waste Industries, LLC

To authorize the City Manager to execute a one-year agreement with Waste Industries for rental of stationary waste and recycling containers at an annual cost not to exceed \$16,415.00. [Approved by Vote: 7/0]

(Resource Person: Beverly Evans – 919-560-4186 ext. 32250) ([PR# 10627](#))

17. Scrap Tire Disposal/Recycling Service Contract between the City of Durham and Central Carolina Holding, LLC

To authorize the City Manager to execute a two-year agreement with Central Carolina Holdings for scrap tire management services at an annual cost not to exceed \$239,000.00. [Approved by Vote: 7/0]

(Resource Person: Beverly Evans – 919-560-4186 ext. 32250) ([PR# 10629](#))

The City Council disposed of the following agenda items at the August 6, 2015 Work Session:

18. Poverty Reduction Initiative – Jobs Taskforce

(A presentation was received at the 08-06-15 Work Session)

22. Gwyn Silver

(Comments were received at the 08-06-15 Work Session)

23. Jeaneen Nunn-Thomas

(Comments were received at the 08-06-15 Work Session)

[General Business Agenda]

6. Approval of Contract for Consulting and Technical Assistance Engagement Between the City of Durham and Enterprise Community Partners, Inc.

To approve Enterprise Community Partners, Inc. as the firm selected for consulting and technical assistance engagement; and

To authorize the City Manager to execute a contract between the City of Durham and Enterprise Community Partners, Inc. in the amount of \$101,000.00 from the General Fund; with the modification that Task 3 "Downtown Durham Rental Assistance Program" to be completed by December 31, 2015. [Approved by Vote: 7/0]

(Resource Person: Reginald J. Johnson – 919-560-4570 ext. 22223) ([PR# 10618](#))

19. 2015 Second Quarter Crime Report

To receive a presentation on the 2015 Second Quarter Crime Report.

Note: Chief Lopez provided Powerpoint presentation; and no action was taken on the item]

(Resource Person: Wil Glenn – 919-560-4322 ext. 29197) ([PR# 10610](#))

[General Business Agenda – Public Hearings]

20. 2014 Evaluation Assessment Report (A1500001)

To receive a report on the 2014 Evaluation and Assessment Report of the Durham Comprehensive Plan, amend the Future Land Use Map of the Durham Comprehensive Plan; and

To approve changes to policies of the Durham Comprehensive Plan. [Approved by Vote: 7/0]

(Resource Person: Steven L. Medlin, AICP – 919-560-4137 ext. 28223) ([PR# 10585](#))

21. Public Hearing to Consider Ordering Completion of Streets in Portions of Ravenstone and Stonehill Estates Subdivisions

To adopt Preliminary Resolutions on Proposed Local Improvements. [Approved by Vote: 7/0]

To conduct a public hearing to receive comments to Consider Ordering Completion of Streets in Portions of Ravenstone and Stonehill Estates Subdivisions; and

To adopt Final Resolutions Ordering the Making of Local Improvements, specifically Street Completion in Ravenstone Subdivision and Street Completion in Stonehill Estates Subdivision within the limits defined in each said resolution. [Approved by Vote: 7/0]

(Resource Persons: Robert N. Joyner, Jr. and Nathan L. McHenry – 919-560-4326) ([PR# 10620](#))

[Supplemental Item]

24. Resolution In Opposition of Redistribution of Local Sales Tax

To adopt a Resolution in Opposition of Redistribution of Local Sales Tax. [Approved by Vote: 7/0]

(Resource Person: Thomas J. Bonfield – 919-560-4222)

[Adjournment – 9:07 p.m.]

Notice Under the Americans with Disabilities Act (ADA).

The City of Durham will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Anyone who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in the City program, service, or activity, should contact the office of Stacey Poston, Acting ADA Coordinator, Voice: (919)560-4197, ext. 21254, TTY:(919) 560-

1200; ADA@durhamnc.gov, as soon as possible but no later than 48 hours before the scheduled event.